S.B. Civil Writ Petition No.5390/2004
(Smt. Taramani V/s State and Ors.)

Date of Order : 7/12/2004

HON'BLE MR. PRAKASH TATIA,J.

Mr. Varun Goyal, for the petitioner/s

Heard learned counsel for the petitioner.

According to the learned counsel for the petitioner, petitioner's land was acquired by following the procedure under the Land Acquisition Act, 1894 on 27.3.1972. The petitioner was not paid any compensation nor he was allotted any land in the Rajasthan Canal Project Area, despite the fact that there was decision to allot the land to the persons whose lands were acquired from the area of pong dam. The petitioner went on sending one after another letter to the various departments of the Government for decades. According to the petitioner only on 12.7.1990 the land acquisition officer ordered the Treasury Officer of Kangra at Dharamshala to pay the amount of Rs.398/- as compensation to the petitioner but has not passed any order of allotment land to the petitioner in lieu of the land acquired for construction of dam.

The writ petition of the petitioner deserves to be dismissed on the ground of gross and in-ordinate delay in filing the writ petition. The person, whose land was acquired in 1972 remained satisfied with the in action of the respondent for 32

years. The petitioner even did not challenge the order dated 12.7.1990 passed by the concerned officer to the Treasury Officer to pay the compensation amount of Rs.398/- to the petitioner.

Learned counsel for the petitioner, at this stage submitted that the authorities of the State of Himachal Pradesh either have issued a letter requesting to the State of Rajasthan to allot the land to the petitioner. Be that as it may, the State Government is free to take decision on the request of any letter send by any officer of the Himachal Pradesh.

I do not find any reason to entertain the writ petition after the delay of almost 32 years from the date when the petitioner's land was acquired. Hence, this writ petition is dismissed.

(PRAKASH TATIA)J.

Rm/